

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Michael Epstein Examiner: Truong, Lan Dai T.  
Serial No. : 09/894,391 Group Art Unit: 2452  
Filed : June 28, 2001 **Confirmation No. 6445**  
For : **TEMPORAL PROXIMITY TO VERIFY PHYSICAL  
PROXIMITY**

Mail Stop: Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PRELIMINARY AMENDMENT (in response to decision on appeal)**

Dear Sir:

In response to a Decision on Appeal of the U.S. Patent and Trademark Office mailed on January 15, 2010, please consider the amendments and remarks provided herein with respect to the subject application.

**The Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks** begin on page 6 of this paper.